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Appeal

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: John C. Ford

Attorney Docket No.: VAMSP002

Application No.: 09/591,089

Examiner: Szmaj, Brian Scott

Filed: June 9, 2000

Group: 3736

Title: BRACHYTHERAPY APPARATUS AND  
METHODS

RECEIVED  
APR 01 2003  
TECHNOLOGY CENTER R3700

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the  
United States Postal Service as First Class Mail to: Commissioner for  
Patents, Washington, DC 20231 on March 19, 2003.

Signed: \_\_\_\_\_

Deborah Neill

**NOTICE OF APPEAL**

Commissioner for Patents  
Washington, DC 20231

Sir:

Applicant hereby appeals to the Board of Appeals from the decision of the Primary  
Examiner mailed December 19, 2002 finally rejecting Claims 1-22.

The item(s) checked below are appropriate:

Appeal Fee: ☐ \$160.00 (Small Entity) ☒ \$320.00 (Large Entity)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136  
apply:

☐ Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR  
1.17(a)-(d)) for the total number of months checked below:

	<u>Months</u>	<u>Large Entity</u>	<u>Small Entity</u>
<input type="checkbox"/>	one	\$110.00	\$ 55.00
<input type="checkbox"/>	two	\$410.00	\$205.00
<input type="checkbox"/>	three	\$930.00	\$465.00

If an additional extension of time is required, please consider this a petition therefor.

☐ An extension for \_\_\_\_\_ month(s) has already been secured and the fee paid therefor of \$ \_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

☒ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.


**Total Fee Due**

Notice of Appeal Fee	\$320
Extension Fee (if any)	\$
<b>Total Fee Due</b>	<b>\$320</b>

☒ Enclosed is Check No. 7041 in the amount of \$320.

☒ Charge any additional fees or credit any overpayment to Deposit Account No. 500388, (Order No. VAMSP002). Two additional copies of this Notice are enclosed.

Respectfully submitted,  
BEYER WEAVER & THOMAS, LLP

  
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